



January 30, 2009

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## SENATE BILL No. 88

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DIGEST OF SB 88 (Updated January 28, 2009 3:23 pm - DI 110)

**Citations Affected:** IC 31-11.

**Synopsis:** Acts to solemnize a marriage. Allows any person to conduct or participate in conducting a marriage ceremony. Provides that only certain persons may solemnize a marriage by witnessing the marriage ceremony and completing and signing the marriage certificate.

**Effective:** July 1, 2009.

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**Miller, Steele, Gard**

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January 7, 2009, read first time and referred to Committee on Commerce, Public Policy & Interstate Cooperation.  
January 29, 2009, reported favorably — Do Pass.

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SB 88—LS 6335/DI 110+



January 30, 2009

First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

## SENATE BILL No. 88

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 31-11-6-1 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 1. **(a)** Marriages may  
3 be solemnized by any of the following:

4 (1) A member of the clergy of a religious organization (even if the  
5 cleric does not perform religious functions for an individual  
6 congregation), such as a minister of the gospel, a priest, a bishop,  
7 an archbishop, or a rabbi.

8 (2) A judge.

9 (3) A mayor, within the mayor's county.

10 (4) A clerk or a clerk-treasurer of a city or town, within a county  
11 in which the city or town is located.

12 (5) A clerk of the circuit court.

13 (6) The Friends Church, in accordance with the rules of the  
14 Friends Church.

15 (7) The German Baptists, in accordance with the rules of their  
16 society.

17 (8) The Bahai faith, in accordance with the rules of the Bahai

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1 faith.  
2 (9) The Church of Jesus Christ of Latter Day Saints, in  
3 accordance with the rules of the Church of Jesus Christ of Latter  
4 Day Saints.  
5 (10) An imam of a masjid (mosque), in accordance with the rules  
6 of the religion of Islam.  
7 **(b) Any person may conduct or participate in conducting a**  
8 **marriage ceremony. However, a marriage may be solemnized only**  
9 **by a person listed in subsection (a) who:**  
10 **(1) witnesses the marriage ceremony; and**  
11 **(2) completes and signs a marriage certificate described under**  
12 **IC 31-11-4-15.**

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## COMMITTEE REPORT

Madam President: The Senate Committee on Commerce, Public Policy and Interstate Cooperation, to which was referred Senate Bill No. 88, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 88 as introduced.)

ALTING, Chairperson

Committee Vote: Yeas 5, Nays 1.

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SB 88—LS 6335/DI 110+

